

Zone Perfect Nutrition Co.

Dalton Goldberg

Hershey Foods Corp et al

Smart & SevoArrowood

Crawford

J Keeton

Brown

billion

Date 4/27/04

CMC

Court states that proposed schedule is unrealistic. Plaintiff states that parties agree to amend proposed schedule. Amended proposal seeks hearing for preliminary injunction in mid-July.

Plaintiff summarizes case. Plaintiff files proposed scheduling order. Preliminary injunction hearing proposed for 7/15/04. Plaintiff explains proposed schedule.

Mr. Smart explains defense position. Disputes exist as to timing of evidentiary submissions. Ms. Arrowood presents summary of Dr. Sears' position.

Plaintiff suggests 6/11 for paragraph 6.

Court approves ¶¶¶¶¶ A-D. Court states per F: Parties are not to submit arguments by letter.

5/28: Survey reports are due. 6/11: Expert reports. 6/28: rebuttal experts

Depo. of expert witnesses before 7/9. Status conference Thurs 6/17 10am.

7/11: proposed findings and affidavits. 7/17: Notice re: cross-exam.

7/18: P.I. hearing 10am. Court rules no 3rd party live witnesses at P.I. hearing

✓ 6/17/04 10amStatus✓ 7/15/04Preliminary injunction